

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CHERYL PARKER,

Plaintiff,

Case No. 22-12993

Hon. Matthew F. Leitman

v

DARICE HARRIS, et al.,

Defendants.

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**QUALIFIED PROTECTIVE ORDER ALLOWING DEFENSE
COUNSEL TO CONDUCT *EX-PARTE* INTERVIEWS WITH
PLAINTIFF'S HEALTHCARE PROVIDERS**

IT IS HEREBY ORDERED that defense counsel may conduct ex-parte interviews with Plaintiff's healthcare providers.

IT IS FURTHER ORDERED that all *ex-parte* interviews shall be in regard to this litigation, and any healthcare provider, like any witness, is not required to

participate in an ex-parte interview, and must be told such upon the request for the interview.

IT IS FURTHER ORDERED that if Defendants or their counsel obtain any protected health information as a result of *ex-parte* communications with any of Plaintiff's healthcare providers, defendants are prohibited from using or disclosing that protected health information for any purpose other than this litigation.

IT IS FURTHER ORDERED that any protected health information obtained through the ex-parte communications shall be destroyed at the conclusion of this litigation.

IT IS FURTHER ORDERED that this Order is entered pursuant to the HIPAA Privacy Regulation 45 CFR §164.512(e)(1)(i) to permit *ex-parte* interviews between counsel for the defense and Plaintiff's healthcare providers, and shall remain in effect through the duration of this litigation.

IT IS FURTHER ORDERED that Defendants shall serve a copy of this Order on any treating physician prior to any *ex parte* meetings.

This is **not** a final order.

/s/Matthew F. Leitman

MATTHEW F. LEITMAN
UNITED STATES DISTRICT JUDGE

Dated: March 7, 2023

Stipulated and approved as to form and content:

/s/ KATRINA A. MARTIN (w/ consent)

MARC J. MENDELSON (P52798)

KATRINA A. MARTIN (P73928)

Attorneys for Plaintiff

/s/ TIMOTHY S. GROUSTRA

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